

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) P. & S. Docket No. D-09-0008
)
)
Bruce and Susie Ford d/b/a)
Ford Horse Ranch,)
)
)
Respondents)
) Decision Without Hearing
) By Reason of Consent

Decision

This proceeding was instituted under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.), hereinafter the "Act," by a Complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), United States Department of Agriculture, alleging that Respondents have willfully violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice Governing Formal Adjudicatory Administrative Proceedings Instituted by the Secretary Under Various Statutes (Rules of Practice) applicable to this proceeding (7 C.F.R. § 1.138).

Respondents admit the jurisdictional allegations in paragraph I of the Complaint and specifically admit that the Secretary has jurisdiction in this matter, neither admit nor deny the remaining allegations, waive oral hearing and further procedure, and consent and agree, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

Complainant agrees to the entry of this decision.

Findings of Fact

1. Bruce and Susie Ford d/b/a Ford Horse Ranch, hereinafter referred to as "Respondents," are individuals whose mailing address is 29584 W.C.R. 388, Kersey, Colorado 80644.
2. At all times material herein, Respondents were:
 - a. Engaged in the business of buying livestock in commerce on a commission basis and buying and selling livestock in commerce for their own account or the account of others; and
 - b. Not registered as a dealer or market agency with the Secretary of Agriculture; and
3. At all times material to this Complaint, operating as a market agency and dealer within the jurisdiction of the Secretary.

Conclusions

Respondents having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, the decision will be entered.

Order


- 1) Bruce and Susie Ford d/b/a Ford Horse Ranch, their agents and employees, directly or through any corporate or other device, in connection with Respondents' operations subject to the Act, shall cease and desist from engaging in business in any capacity for which bonding is required under the Act and the Regulations, without filing and maintaining an adequate bond or its equivalent, as required by the Act and the Regulations.
- 2) Respondents shall keep accounts, records and memoranda that fully and correctly disclose all transactions involved in their business. Specifically, Respondents shall keep

and maintain copies of accounts receivable and payable journals, cash receipt and disbursement journals, correspondence with sellers and buyers, purchase invoices, contracts, inventory records, sales invoices, trucking records, brand and health records, bank statements, and registers.

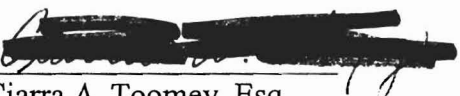
- 3) The provisions of this order shall become final and effective on issuance.

Copies of this decision shall be served upon the parties.

Issued this 24th day of November, 2009




Administrative Law Judge


Ciarra A. Toomey, Esq.
Attorney for Complainant

Date

11/23/09


Melvin Dinner
Attorney for Respondent

Date

11/06/2009